

CHARGE: 501(c)—while held for sale, the strength of the article differed from that which it purported to possess; and 502(1)—the article was a drug composed in part of penicillin and it was from a batch with respect to which a certificate issued pursuant to 507 had ceased to be effective by reason of its penicillin potency.

DISPOSITION: 7-31-62. Default—destruction.

DRUG FOR VETERINARY USE

7006. Medicated feed. (F.D.C. No. 46754. S. No. 34-802 T.)

QUANTITY: 25 cases, 6 3½-lb. cans each, at Mankato, Minn., in possession of Paul's Products Co.

SHIPPED: 11-23-60, from Indianapolis, Ind.

LABEL IN PART: (Can) "Paul's 3½ Pounds * * * Mycine—4 Water Dispersible Antibiotic Vitamins Each Pound Contains Procaine Penicillin 4 Grams * * * Vitamin K (Menadione Sodium Bisulfite) 120 Mgms. * * * Manufactured by Paul's Products Co. Mankato, Minnesota."

RESULTS OF INVESTIGATION: The article was manufactured in part from raw material (procaine penicillin G), which was shipped on the above date.

LIBELED: 12-29-61, Dist. Minn.

CHARGE: 502(1)—while held for sale, the article contained procaine penicillin, and it was not from a batch with respect to which a certificate or release had been issued pursuant to 507, and it was not exempt from the requirements of certification.

DISPOSITION: 3-6-62. Default—destruction.

DRUGS IN VIOLATION OF PRESCRIPTION LABELING REQUIREMENTS

7007. Various prescription drugs. (F.D.C. No. 46452. S. Nos. 729/31 T, 734 T, 736/9 T, 741/2 T.)

QUANTITY: 12,426 tablets and capsules, 172 btls. of liquids, and 35 tubes, jars, and cans, at Charleston, S.C., in possession of Prescription Center, Inc.

SHIPPED: On unknown dates, by various drug handlers.

RESULTS OF INVESTIGATION: Some of the articles were prescription drugs which had been repacked from physicians' samples into bottles and other containers to which had been affixed labels (in most cases the label originally affixed to the physicians' sample container) bearing the brand names of the drugs, a "complimentary-not for sale" professional sample legend, and the name and address of the manufacturers, packers, or distributors located outside the State of South Carolina; and some of the articles were prescription drugs originally intended for use as samples for physicians and others lawfully engaged in dispensing prescription drugs and bearing labels containing a "complimentary-not for sale" professional sample legend, and the name and address of the manufacturer, packer, or distributor located outside the State of South Carolina.

LIBELED: 9-16-61, E. Dist. S.C.

CHARGE: 502(a)—while held for sale, the words "Professional Sample," "Sample-Not To Be Sold," "Physician's Sample," "Physician's Package," and similar wording on the labels of some of the articles, were false and misleading as applied to these articles in the possession of a repacker and intended for sale